



**MINUTES OF THE REGULAR MEETING OF THE
RIDGECREST CITY SUCCESSOR AGENCY,
FINANCING AUTHORITY, AND HOUSING AUTHORITY**

**CITY COUNCIL CHAMBERS CITY HALL
100 West California Avenue
Ridgecrest, CA 93555**

**December 3, 2014
6:00pm**

This meeting was recorded and will be on file in the Office of the City Clerk for a certain period of time from date of approval by City Council/Redevelopment Agency. Meetings are recorded solely for the purpose of preparation of minutes.

CALL TO ORDER 6:00pm

ROLL CALL

Council Present: Mayor Dan Clark, Vice Mayor Marshall 'Chip' Holloway, Council Members Jim Sanders, Steve Morgan and Lori Acton

Staff Present: City Manager Dennis Speer, Acting City Clerk Ricca Charlon

APPROVAL OF AGENDA

Add:

- **PUBLIC COMMENT after Presentations**
- **Add RACVB presentation**
- Items Added to Closed Session
 - GC54956.9 (d) (4) Conference With Legal Counsel – Existing Litigation – Squillacote v. Frid
 - GC54956.9 (d) (4) Conference With Legal Counsel – Existing Litigation – Balfour v. City of Ridgecrest

Motion To Approve Agenda As Amended By Vice Mayor Holloway, Second By Council Member Morgan. Motion Carried By Roll Call Vote Of 5 Ayes; 0 Noes; 0 Abstain; 0 Absent.

REGULAR SESSION – 6:00 p.m.

- Pledge Of Allegiance
- Invocation

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ACTION ITEMS

1. **Adopt A Resolution Of The Ridgecrest City Council Reciting The Fact Of The Consolidated General Municipal Election Held On November 4, 2014 Declaring The Result And Such Other Matters As Provided By Law**

Charlon

Motion To Adopt A Resolution Of The Ridgecrest City Council Reciting The Fact Of The Consolidated General Municipal Election Held On November 4, 2014 Declaring The Result And Such Other Matters As Provided By Law By Vice Mayor Holloway, Second By Council Member Morgan. Motion Carried By Roll Call Vote Of 5 Ayes; 0 Noes; 0 Abstain; 0 Absent.

2. **Administer Certificates Of Election And Oaths Of Office To Newly Elected Mayor And Council Members**

Charlon

- Acting City Clerk Ricca Charlon administered the Oath of Office to newly elected officials.

3. **Nomination And Appointment Of Mayor Pro-Tempore And Vice Mayor**

Breeden

Nomination for Mayor Pro Tempore

- Council Member Sanders asked about not having a Mayor Pro Tem, short discussion followed with no change
- Council Members decided to leave the position
- Council Member Mower nominated Jim Sanders and Council Member Thomas seconded the nomination
- Mayor Breeden moved for nominations to be closed

Motion To Approve Council Member Sanders for Position of Mayor Pro Tempore Made By Council Member Mower, Second By Council Member Thomas. Motion Carried By Roll Call Vote Of 5 Ayes; 0 Noes; 0 Abstain; 0 Absent.

Nomination for Vice Mayor

- Council Member Thomas nominated Lori Acton and Council Member Mower seconded the nomination.
- Mayor Breeden moved for nominations to be closed

Motion To Approve Council Member Acton for Position of Vice Mayor Made By Council Member Thomas, Second By Council Member Mower. Motion Carried By Roll Call Vote Of 5 Ayes; 0 Noes; 0 Abstain; 0 Absent.

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PRESENTATIONS

4. Presentations To Outgoing Mayor And Council Members

Speer

- City Manager Speer presented Chip Holloway with a plaque from the city employees
- Outgoing Council Member Morgan presented Chip Holloway flags flown over the state and national capital buildings
- City Manager Speer presented Dan Clark with a plaque from the city employees

5. Presentation from RACVB regarding Petroglyph Festival – Doug Lueck

- 15,000 persons attended from all over the globe
- Named as one of the top Unique Festival's in the United States by Groupon
- Over 10,000 visitors online
- Hotels over 60%, some sold out
- 116 vendors on Balsam Street
- 80% approval rate from Vendors, 90% said they would attend next year
- 95% success rate for the festival per the survey
- November 7th & 8th are the dates for 2015
- A monetary reserve was rolled over from 2014 so 2015 starts out on a positive note!

PUBLIC COMMENT

- Nick Coy, on behalf of the Ridgecrest Veterans Council, presented outgoing Mayor Clark with a plaque and spoke of his contributions to the Veterans
- Dave Matthews
 - Thanked outgoing Mayor and Council Members for service
- Mike Neel
 - Welcomed new Council and members of auditorium that are not generally present at meetings and hopes all continue to come.
 - Stated items for new Council to consider – maintain freedom, look in to Dale Howard case
- Christina Witt
 - Welcomed new Council members

Close Public Comment - 7:06pm

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CONSENT CALENDAR

6. Adopt A Resolution Of The City Council Of The City Of Ridgecrest Approving Contract Change Order Numbers Two, Three, And Four With The Contractor Griffith Company For The West Ridgecrest Boulevard Project And Authorize The City Manager, Dennis Speer, To Sign The Change Order Numbers Two, Three, And Four Speer
7. Adopt A Resolution Of The City Council Of The City Of Ridgecrest Approving Contract Change Order Numbers Ten, Eleven, Twelve And Thirteen With The Contractor, Griffith Company, For The West Ridgecrest Boulevard Project And Authorizing The City Manager, Dennis Speer, To Sign The Change Order Numbers Ten, Eleven, Twelve And Thirteen Speer
8. Adopt A Resolution Of The Ridgecrest City Council Authorizing The Acceptance Of An Off-Highway Vehicle Grant Strand
9. Approve Draft Minutes Of The Ridgecrest City Council/Successor Redevelopment Agency/Financing Authority/Housing Authority Meeting Dated November 19, 2014 Ford

ITEMS PULLED:

- Items Pulled - None

Motion To Approve The Consent Calendar Was Made By Council Member Mower, Second By Mayor Pro Tem Sanders. Motion Carried By Roll Call Vote Of 5 Ayes, 0 Nays, 0 Abstain, 0 Absent

ORDINANCES

10. Second Reading And Adoption, Ordinance No. 14-02, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code As It Relates To Appeals Of Planning Commission Decisions Alexander

- City Planner Matthew Alexander reviewed staff report
Public comment open and closed at 7:12

Motion To Waive Reading In Full Ordinance No. 14-02 Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code As It Relates To Appeals Of Planning Commission Decisions Made By Vice Mayor Acton, Second By Council Member Thomas. Motion Carried By Roll Call Vote Of 5 Ayes; 0 Noes; 0 Abstain; And 0 Absent.

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Motion To Introduce, By Title Only, Ordinance No. 14-02 Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code As It Relates To Appeals Of Planning Commission Decisions Made By Vice Mayor Acton, Second By Mayor Pro Tem Sanders. Motion Carried By Roll Call Vote Of 5 Ayes; 0 Noes; 0 Abstain; And 0 Absent.

11. Second Reading And Adoption, Ordinance No. 14-03, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code As It Relates To Improvements Of Streets And Related Facilities Adjacent To New Or Improved Construction Alexander

- City Planner Matthew Alexander reviewed staff report
Public comment open and closed at 7:15

Motion To Waive Reading In Full Ordinance No. 14-03, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code As It Relates To Improvements Of Streets And Related Facilities Adjacent To New Or Improved Construction Made By Vice Mayor Acton, Second By Mayor Pro Tem Sanders. Motion Carried By Roll Call Vote Of 5 Ayes; 0 Noes; 0 Abstain; And 0 Absent.

Motion To Introduce, By Title Only, Ordinance No. 14-03, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code As It Relates To Improvements Of Streets And Related Facilities Adjacent To New Or Improved Construction Made By Vice Mayor Acton, Second By Council Member Thomas. Motion Carried By Roll Call Vote Of 5 Ayes; 0 Noes; 0 Abstain; And 0 Absent.

12. Second Reading And Adoption, Ordinance No. 14-04, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code As It Relates To Streets Alexander

- City Planner Matthew Alexander reviewed staff report
Public comment open and closed at 7:18

Motion To Waive Reading In Full Ordinance No. 14-04, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code As It Relates To Streets Made By Mayor Pro Tem Sanders, Second By Council Member Mower. Motion Carried By Roll Call Vote Of 5 Ayes; 0 Noes; 0 Abstain; And 0 Absent.

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Motion To Introduce, By Title Only, Ordinance No. 14-04, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code As It Relates To Streets Made By Council Member Mower, Second By Mayor Pro Tem Sanders. Motion Carried By Roll Call Vote Of 5 Ayes; 0 Noes; 0 Abstain; And 0 Absent.

DISCUSSION AND OTHER ACTION ITEMS

13. Consideration And Minute Motion Action Of A Request For Appeal Of CUP 01-14 Modification By The Ridgecrest Charter School Alexander

- City Planner M. Alexander reviewed staff report
- Vice Mayor Acton – How long ago was the requirement originally waived?
- City Planner Alexander – goes back to 2001
- Council Member Mower – believes it was originally approved when he was on planning commission, not sure it makes sense to pave with power pole present
- Vice Mayor Acton – it is a nightmare to drive, glad to see the barriers in the road
- Mayor Pro Tem Sanders – what is the request from Council?
- City Planner Alexander – they are requesting to deferring the widening of Downs in front of the school.
- Mayor Pro Tem Sanders – spoke to Elsa, her interpretation to him was that the paving around the power pole is unnecessary till full paving of Downs and the pole is moved
- Don Baker – confirmed Mr. Sanders understanding, one other concern is liability in relation to that part of the road being paved and that pole still being present and night time drivers
- Mayor Pro Tem Sanders – this is just a deferment, correct? Once the pole is moved the school will pave and continue with the conditions, correct?
- D. Baker – yes that is correct. In talking with city staff we are being told two years plus for the street improvements and we are committed to improvements at that time.
- Council Member Thomas – is the current crosswalk involved in this request?
- D. Baker – no, it is not included in this CUP. Hopefully street improvements will address this problem
- Council Member Mower – will the easement from Church St. be paved?
- D. Baker – yes, that will be paved by the school
- Mayor Breeden – do I understand that you want this deferred?
- D. Baker – yes, that is correct. Would also like to see the crosswalk issue taken up at the infrastructure committee.
- Planning Commissioner Baudhuin – clarified his understanding of the appeal and what the Planning Commission granted.
- Vice Mayor Acton – agrees with the Planning Commission decision

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Public Comment

- Mike Neel – agrees with request to defer paving due to hazard of power pole
- Planning Commissioner Obergfell – in this case liability is considered on all sides. We are talking approximately 50ft; the space between to driveways, for consistency and safety
- Vice Mayor Acton – thinks that Council should back our Planning Commission decision
- City Manager Speer – recommends bringing it back because staff will have an item on that agenda in regards to the Downs street project
- Council Member Mower – what is your timeframe for the building?
- D. Baker – hoped for January but don't see it till February/March
- Council Member Thomas – will the sidewalk be considered then?
- City Manager Speer – that depends, requirements state a crosswalk has to go from one improved side of curb, gutter and sidewalk to a similar other side
- Council Member Mower – Faller and Gateway both have sidewalks that fall off to dirt; not sidewalk, curb and gutter, why is that?
- City Manager Speer – that is correct, we are addressing those issue

Motion To Defer The Request For Appeal Of CUP 01-14 Modification By The Ridgecrest Charter School Till January Council Meeting Was Made By Council Member Mower, Second By Vice Mayor Acton. Motion Carried By Roll Call Vote Of 5 Ayes, 0 Nays, 0 Abstain, 0 Absent

COMMITTEE REPORTS

Activate Community Talents And Interventions For Optimal Neighborhoods Task Force (ACTION)

Members: To Be Appointed
Meetings: 3rd Tuesday of the Month at 4:00 P.M., Kerr-McGee Center
Next Meeting: To Be Announced

- Mayor Pro Tem Sanders – have not met, next meeting date TBD

Veterans Advisory Committee

Members: To Be Appointed
Meetings: 1st and 3rd Tuesday of the Month At 6:00 p.m., Kerr McGee Center
Next Meeting: To Be Announced

- No report

Ridgecrest Area Convention And Visitors Bureau (RACVB)

Members: To Be Appointed
Meetings: 1st Wednesday Of The Month, 8:00 A.M.
Next Meeting: To Be Announced

- Vice Mayor Acton reviewed report

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OTHER COMMITTEES, BOARDS, OR COMMISSIONS

- Water Conservation Meeting – December 15th at 5pm in City Hall

CITY MANAGER REPORT

- Thanked former Council Member Morgan for filling in the last 18 months and he wasn't overlooked tonight he was
- Reminded current Council that committees need to be appointed next meeting and will bring to next meeting a list of committees and by minute resolution you can (re)establish and/or add any committees you would like.

MAYOR AND COUNCIL COMMENTS

- Mower – thanked those that supported him during the election
- Thomas – thanked those that supported him during the election
- Acton – Because of committees, those of you that want to be involved please let us know – Ridgecrest City Tree lighting Dec 7th @ City Hall 5:30pm – welcomed new Council members
- Sanders – Thanked former Council Members for their service – welcomed new Council
- Breeden – asked City Manager to look into committees as it enhances the public input – wants to have quarterly town hall meetings and the public to give recommendations on topic – would like to have staff look at having one Council meeting per month during the 3rd week of the month – would like to look at all department heads and senior staff contracts and talk with each of them – thanked outgoing Council members and asked them to stay involved – thanked staff for helping her learn

PUBLIC COMMENT – CLOSED SESSION

- Dave Matthews – why do we have 4 claims all at once?
- Attorney Silander – They all are coming up against a deadline and need action

ADJOURN TO CLOSED SESSION 8:25pm

CLOSED SESSION

GC54956.9 (d) (1) Conference With Legal Counsel – Liability Claim Of Christopher Calvi, Claim No. 14-11

GC54956.9 (d) (1) Conference With Legal Counsel – Liability Claim Of Verizon, Claim No. 14-13

GC54956.9 (d) (1) Conference With Legal Counsel – Liability Claim Of Ashley Furniture, Claim No. 14-14

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CLOSED SESSION (continued)

GC54956.9 (d) (1) Conference With Legal Counsel – Liability Claim of Cameron Rainwater, Claim No. 14-15

Item Added to Closed Session

GC54956.9 (d) (4) Conference With Legal Counsel – Existing Litigation – Squillacote v. Frid

GC54956.9 (d) (4) Conference With Legal Counsel – Existing Litigation – Balfour v. City of Ridgecrest

REPORT OUT OF CLOSED SESSION

GC54956.9 (d) (1) Conference With Legal Counsel – Liability Claim Of Christopher Calvi, Claim No. 14-11

Report given by City Attorney. Directives given to City Attorney by City Council. No action taken by City Council.

GC54956.9 (d) (1) Conference With Legal Counsel – Liability Claim Of Verizon, Claim No. 14-13.

No action taken by City Council.

GC54956.9 (d) (1) Conference With Legal Counsel – Liability Claim Of Ashley Furniture, Claim No. 14-14.

Claim denied by City Council and directives given to City Attorney and staff.

GC54956.9 (d) (1) Conference With Legal Counsel – Liability Claim of Cameron Rainwater, Claim No. 14-15.

Claim denied by City Council.

Item Added to Closed Session

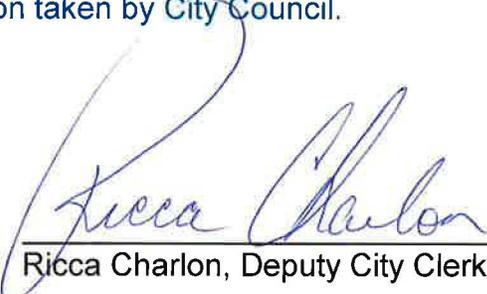
GC54956.9 (d) (4) Conference With Legal Counsel – Existing Litigation – Squillacote v. Frid.

Report given by City Attorney. No action taken by City Council.

GC54956.9 (d) (4) Conference With Legal Counsel – Existing Litigation – Balfour v. City of Ridgecrest.

Report given by City Attorney. No action taken by City Council.

ADJOURNMENT



Ricca Charlon, Deputy City Clerk